

**Response under 37 C.F.R. § 1.116  
Expedited Procedure  
Examining Group: 1624**

**Patent**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

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Applicants :	Norikazu Ohtake, et al.	.	.
Serial No. :	10/561,115	Case No.: BY0026	.
Filed :	December 15, 2005	.	.
For :	HETEROARYLOXY NITROGENOUS SATURATED HETEROCYCLIC DERIVATIVE		.
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Commissioner for Patents			
P.O. Box 1450			
Alexandria, VA 22313-1450			

**AMENDMENT UNDER 37 C.F.R. §1.116**

Sir:

In response to the Official action of January 7, 2009, made final, for which a response is permitted by April 7, 2009, the Applicants respectfully request reconsideration of the application in view of the following remarks in the hope that they will place the application in condition for allowance or at least in better condition for appeal. This response is being timely filed. Any additional fees associated with this Response may be charged to Merck Deposit Account No. 13-2755. Please amend this application as follows.

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this response. **Remarks** begin on page 8 of this response.

OK TO ENTER: /N.J./      05/08/2009